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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Davis, et al.
Serial No.: 09/965,101
Conf. No.: 3959
Filed: September 26, 2001
For: VECTORS AND METHODS FOR IMMUNIZATION OR THERAPEUTIC PROTOCOLS
Examiner: D. Nguyen
Art Unit: 1632

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Maria A. Trevisan, Reg. No. 48,207

Commissioner for Patents
Washington, D.C. 20231

Response to Restriction Requirement

Sir:

In response to the Restriction Requirement mailed from the United States Patent and Trademark Office on December 18, 2002 (Paper No. 6), Applicants hereby request entry of the following election. This response is made within the one month deadline, and thus no fee is considered due.

Species Election

Applicants hereby elect the following species for the purposes of examination:

- i. a species of DNA motif that is GTCGTT, as claimed in claim 66;
- ii. a species of promoter that is a viral promoter, as claimed in claim 78; and
- iii. a species of therapeutic polypeptide that is a growth factor, as claimed in claim 73.

Remarks

Applicant's representative contacted the Examiner by phone on or about January 3, 2003 requesting a clarification of the Species Restriction of Paper No. 6. The Examiner was unaware of the previously filed Preliminary Amendment. In view of this, the Examiner orally amended the Restriction to relate solely to a species of DNA motif, a species of promoter, and a species of therapeutic polypeptide.